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*Attorney for Plaintiff*  
*JARRITOS, INC.*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JARRITOS, INC.,

Plaintiff

v.

LOS JARRITOS, DOLORES REYES, and  
FRANCISCO REYES d/b/a LOS JARRITOS,

Defendants

Case No. C 05-2380 JSW (EMC)

**JOINT STIPULATION AND  
[PROPOSED] ORDER OF  
VOLUNTARY DISMISSAL WITH  
PREJUDICE [F.R.C.P. 41(a)(1)]**

IT IS HEREBY STIPULATED by and among the parties to this action, through their undersigned attorneys of record, as follows:

1. Plaintiff's trademarks at issue in this matter are valid and enforceable;
2. Defendants will cease use of any Jarritos trademarks;
3. Nothing contained in this Stipulation and Order of Dismissal should be construed as an admission of any liability or of any wrongdoing;
4. All claims and counterclaims in this entire action shall be and are voluntarily dismissed with prejudice;

1           5. Each party shall bear its own costs and attorneys fees.

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3           SO STIPULATED:

4           Dated: March 22, 2010

HINSHAW & CULBERTSON LLP

6           By: /s/Robert J. Romero

7           ROBERT J. ROMERO

8           CHRISTOPHER J. BORDERS

9           LAW OFFICE OF ROY S. GORDET

10  
11          By: /s/Roy S. Gordet

12          ROY S. GORDET

13          Attorneys for Defendants

14          LOS JARRITOS RESTAURANT, DOLORES  
15          REYES, and FRANCISCO REYES d/b/a LOS  
16          JARRITOS

17  
18          Dated: March 22, 2010

MCKEE, VOORHEES & SEASE, PLC

19          By: /s/Christine Lebrón-Dykeman

20          CHRISTINE LEBRÓN-DYKEMAN

21          Attorneys for Plaintiff, JARRITOS INC.

22               SO ORDERED:

23          Dated: March 23, 2010

24                                 
25                               THE HONORABLE JEFFREY S. WHITE  
26                               UNITED STATES DISTRICT COURT  
27  
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